

**SUPREME COURT MINUTES  
WEDNESDAY, OCTOBER 6, 2004  
LOS ANGELES, CALIFORNIA**

The Supreme Court of California reconvened in its courtroom in the Ronald Reagan State Office Building, Third Floor, South Tower, 300 South Spring Street, Los Angeles, California, on October 6, 2004, at 9:00 a.m.

Present: Chief Justice Ronald M. George, presiding, and Associate Justices Kennard, Baxter, Werdegarr, Chin, Brown and Moreno.

Officers present: Frederick K. Ohlrich, Clerk; and Gail Gray, Calendar Coordinator.

- S119897      Coalition of Concerned Communities, Incorporated, et al.,  
Plaintiffs and Appellants  
                 v.  
City of Los Angeles, Defendant and Respondent  
Catellus Residential Group, Real Party in Interest and Respondent  
Cause called. Craig A. Sherman argued for Appellants.  
Robert D. Crockett argued for Real Party in Interest.  
Mr. Sherman replied.  
Cause submitted.
- S118450      City of Long Beach, Plaintiff and Respondent  
                 v.  
Department of Industrial Relations, Defendant and Appellant  
Cause called. Robert E. Shannon, Long Beach City Attorney,  
opened argument for Respondent.  
M. Katherine Jenson, appearing for Amicus Curiae League of  
California Cities, continued argument for Respondent.  
Anthony Mischel opened argument for Appellant.  
Scott Kronland, appearing for Amicus Curiae State Building  
Trades Council, continued argument for Appellant.  
Mr. Shannon replied.  
Cause submitted.

S112624      Lewis Jorge Construction Management, Inc.,  
Plaintiff, Respondent and Appellant  
v.  
Pomona Unified School District,  
Defendants, Appellants and Respondents  
Cause called. Mitchell C. Tilner argued for Defendant/Respondent.  
Richard A. Derevan argued for Plaintiff/Appellant.  
Mr. Tilner replied.  
Cause submitted.

Court recessed until 1:30 p.m. this date.

Court reconvened pursuant to recess.  
Members of the Court and Officers present as first shown.

S023835      The People, Respondent  
v.  
Jesse Morrison, Appellant  
Cause called. John L. Dodd argued for Appellant.  
Juliet H. Swoboda, Office of the Attorney General, argued for  
Respondent.  
Mr. Dodd replied.  
Cause submitted.

S044677      The People, Respondent  
v.  
Danny Ray Horning, Appellant  
Cause called. John F. Schuck argued for Appellant.  
Erik Brunkal, Office of the Attorney General, argued for  
Respondent.  
Mr. Schuck replied.  
Cause submitted.

Court adjourned.

**S043628**

PEOPLE v. CARRINGTON (CELESTE)

Extension of time granted

to December 6, 2004 to file appellant's reply brief. After that date, only four further extensions totaling about 240 additional days will be granted. Extension is granted based upon Deputy State Public Defender Kathryn Collier's representation that she anticipates filing that brief by 8/6/2005.

**S050082**

PEOPLE v. GEIER (CHRISTOPHER A.)

Extension of time granted

to November 5, 2004 to file appellant's opening brief. Extension is granted based upon Senior Deputy State Public Defender Barry Helft's representation that he anticipates filing that brief by 11/5/2004. After that date, no further extension will be granted.

**S062180**

PEOPLE v. VALDEZ (RICHARD)

Extension of time granted

to December 3, 2004 to file appellant's opening brief. After that date, only four further extensions totaling about 260 additional days will be granted. Extension is granted based upon Deputy State Public Defender Raoul D. Schonemann's representation that he anticipates filing that brief by 8/23/2005.

**S123344**

A102790 First Appellate District,  
Division Five

GRAFTON PARTNERS v. S.C.

(PRICEWATERHOUSECOOPERS)

Application to appear as counsel pro hac vice granted  
Orders filed (5)

- (1) Bernard Beitel of the State of New York on behalf of the Commercial Finance Association.
- (2) Jonathan N. Helfat of the State of New York to appear on behalf of the Commercial Finance Association.

- (3) Richard M. Kohn of the State of Illinois to appear on behalf of the Commercial Finance Association.
- (4) Kenneth S. Ulrich of the State of Illinois to appear on behalf of the Commercial Finance Association.
- (5) Daniel Wallen of the State of New York to appear on behalf of the Commercial Finance Association.

**S126962**

IN THE MATTER OF THE SUSPENSION OF  
ATTORNEYS FOR NONPAYMENT OF DUES  
Order filed

Due to clerical error on the part of the State Bar of California, and good cause appearing, it is ordered that the order of suspension for nonpayment of dues filed on August 27, 2004, effective September 16, 2004, be amended nunc pro tunc to strike the name of **William Stanley Brunsten**.

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INQUIRY CONCERNING  
JUDGE KEVIN A. ROSS, NO. 174

The court has been notified that Hon. Eugene M. Premo has withdrawn as a special master in the above proceedings. The following judge is hereby appointed special master to replace Justice Premo to hear and take evidence in such matter and report thereon to the commission with the previously appointed special masters.  
Hon. Vincent J. O'Neill  
Superior Court of Ventura County  
Justice Judith L. Haller is designated presiding special master.